

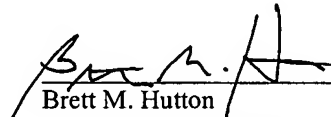


IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Wisniewski et al. **Docket:** 2035.749
Serial No.: 10/056,237 **Group Art Unit:** 3743
Filed: January 25, 2002 **Examiner:** John K. Ford
Title: FREEZING AND THAWING OF BIOPHARMACEUTICALS WITHIN
A VESSEL HAVING A DUAL FLOW CONDUIT

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as first class mail in an envelope addressed to Mail Stop NO FEE RESPONSE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on March 3, 2004.


Brett M. Hutton
Attorney for Applicant
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Date of Signature: March 3, 2004

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RESPONSE TO OFFICE ACTION

Dear Sir:

This paper is filed in response to the Office Action mailed on February 23, 2004, in connection with the above-identified U.S. Patent Application. The one-month period for response is set to expire on March 24, 2004. This response is therefore, timely filed.

In the Office Action, the Examiner considers the reply filed on July 14, 2003 as not fully responsive to the prior Office Action because the second declaration of Mr. Wisniewski refers to the wrong serial number and the first declaration was not of record

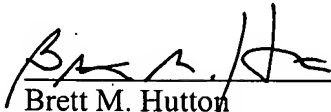
in this application. Applicants respectfully submit that the Second Declaration of Richard Wisniewski provides the information requested by the previous Office Action dated April 10, 2003 relating to information concerning the prior art. Therefore, even though this declaration refers to a different serial number, the information contained therein is applicable to the request by the Examiner. Applicants provide herewith a copy of the First Declaration referred to in paragraph 8 of the Second Declaration of Richard Wisniewski on file.

Applicants respectfully submit that all information known to Applicants has been submitted and that any additional information requested by the Examiner is either unknown or is not readily available to Applicants from which it was requested. Therefore, pursuant to 37 C.F.R. §1.105(a)(3), this response, along with the other responses submitted in the above-referenced application, are to be accepted as a complete reply. Therefore, Applicants will not be submitting a Third Declaration.

For these reasons, it is believed that all of the claims as presently presented are patentable, and that this application is in allowable condition. Accordingly, allowance of the claims is respectfully requested.

Respectfully submitted,

Dated: March 3, 2004


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